

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

* * *

SANDY HACKETT,

Plaintiff,

v.

RICHARD FEENEY, *et al.*,

Defendants.

2:09-cv-02075-RLH-LRL

O R D E R

Before the court is defendants' Motion to Amend Discovery Plan and Scheduling Order (Second Request) (#58, filed June 7, 2010). The court has considered the motion (#58), plaintiff's Opposition (#73) and defendants' Reply (#78).

After the motion (#58) was filed, the parties entered a Stipulation (#72) for Partial Resolution of Defendants' Motion to Amend and Scheduling Order (Second Request) (#58). The Order on Stipulation (#75) reset the deadlines for discovery cutoff, expert disclosures, rebuttal expert reports, the interim status report, dispositive motions, and the pre-trial order. The new deadlines are based on the date that the court filed its order on Motions (## 50, 54). Accordingly, all that remains to be decided on the motion (#58) is defendants' request to extend the deadline to file motions to amend pleadings and add parties to sixty days before discovery cutoff. Pursuant to Order (#75), the discovery cutoff date is January 17, 2011.

By stipulation of the parties, the last day to amend the pleadings and add parties was January 29, 2010. Order (#39). That deadline was not altered by a later Order on Stipulation for Modification of Discovery Plan and Scheduling Order (First Request) (#51). Defendants do not at this time show good cause to reopen and extend the deadline to amend the pleadings. That the discovery period is extended

1 does not, without more, constitute good cause to retroactively reopen and extend a past deadline to
2 move to amend a pleading.

3 Accordingly,

4 IT IS ORDERED that defendants' Motion to Amend Discovery Plan and Scheduling Order
5 (Second Request) (#58) is denied. Pursuant to Order (#75), the following deadlines shall apply in this
6 case:

7	Discovery	January 17, 2011
8	Expert disclosures	November 16, 2010
9	Rebuttal expert disclosures	December 16, 2010
10	Interim Status Report	November 16, 2010
11	Dispositive motions	February 16, 2011
12	Joint Pretrial Order	March 18, 2011

13 DATED this 21st day of October, 2010.

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15 **LAWRENCE R. LEAVITT**
16 **UNITED STATES MAGISTRATE JUDGE**